DEC 2 3 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date set forth below as First Class and in an envelope addressed to: Commissioner for Patents, P O Box 1450, Alexandria, VA 22313-1459

Man in an envelope addressed to. Commissioner for Faterits, F O Box 1430, Alexandria, VA 22313-14

Date of Signature and Deposit: December 23, 2003

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kenneth J. Kasha

**Ecaterina Simion** 

Date: December 23, 2003

Group Art Unit: 1661

Serial Number: 09/460,324

Examiner: Anne Marie Grunberg

Filed: 12/10/99

Title: EMBRYOGENESIS AND PLANT

File No.: 411044.90021

REGENERATION FROM MICROSPORES

## **AMENDMENT**

Commissioner for Patents P O Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 23, 2003, please amend the aboveidentified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper



PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## FEE TRANSMITTAI for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** 

(\$) 0.00

| Complete if Known    |                     |  |  |  |  |  |  |  |
|----------------------|---------------------|--|--|--|--|--|--|--|
| Application Number   | 09/460,324          |  |  |  |  |  |  |  |
| Filing Date          | 12/10/1999          |  |  |  |  |  |  |  |
| First Named Inventor | Kenneth J. Kasha    |  |  |  |  |  |  |  |
| Examiner Name        | Anne Marie Grunberg |  |  |  |  |  |  |  |
| Art Unit             | 1661                |  |  |  |  |  |  |  |
| Attorney Docket No.  | 411044.90021        |  |  |  |  |  |  |  |

| METHOD OF PAYMENT (check all that apply)   |   | FEE CALCULATION (continued) |                                   |              |             |   |   |                   |             |  |
|--|---|-----------------------------|-----------------------------------|--------------|-------------|---|---|-------------------|-------------|--|
| Check Credit card Money Other None   |   |                             | 3. ADDITIONAL FEES                |              |             |   |   |                   |             |  |
| Deposit Account  |   |                             | Large Entity   Small Entity       |              |             |   |   |                   |             |  |
| Deposit 47.0055  |   | Fee<br>Code                 | Fee<br>(\$)                       | Fee<br>Code  | Fee<br>(\$) | Fee   | Description   | n                 | Fee Paid    |  |
| Number   |   | 1051                        | 130                               | 2051         | 65          | Surcharge - late  | e filing fee or   | oath              |             |  |
| Deposit Account Quarles & Brady LLP  |   | 1052                        | 50                                | 2052         | 25          | Surcharge - late cover sheet  | e provisional   | filing fee or     |             |  |
| Name The Director is authorized to: (check all that apply)   |   | 1053                        | 130                               | 1053         | 130         | Non-English sp  | ecification   |                   |             |  |
| Charge fee(s) indicated below Credit any overpayments  |   | 1812                        | 2,520                             | 1812         | 2,520       | For filing a requ   | est for ex par  | rte reexamination | <u> </u>    |  |
| Charge any additional fee(s) or any underpayment of fee(s)   |   | 1804                        | 920*                              | 1804         | 920*        | Requesting put  |   | R prior to        |             |  |
| Charge fee(s) indicated below, except for the filing fee   |   | 1805                        | 1,840*                            | 1805         | 1,840*      | Requesting pul  | blication of SI   | R after           |             |  |
| to the above-identified deposit account.   |   | 1251                        | 110                               | 2251         | 55          | Examiner action<br>Extension for re                                 |   | st month          |             |  |
|  | EE CALCULATION                                | 1252                        | 420                               | 2252         | 210         | Extension for r   |   |                   |             |  |
|  | 1. BASIC FILING FEE Large Entity Small Entity |                             | 950                               | 2253         | 475         | Extension for r   | eply within th  | ird month         |             |  |
| Fee Fee Fee Fee Code (\$)  | <u>e Fee Description</u> Fee Paid             | 1254                        | 1,480                             | 2254         |             | Extension for r   | • •   |                   |             |  |
|  | )<br>85 Utility filing fee                    | 1255                        | 2,010                             | 2255         |             | Extension for r   |   |                   |             |  |
| 1002 340 2002 1  |   | 1401                        | 330                               | 2401         | 165         | Notice of Appeal  |   |                   |             |  |
| 1003 530 2003 2  | 55 Plant filing fee                           | 1402                        | 330                               | 2402         | 165         | 5 Filing a brief in support of an appeal                            |   |                   |             |  |
| 1004 770 2004 3  | Reissue filing fee                            | 1403                        | 290                               | 2403         | 145         | Request for ora   | al hearing  |                   |             |  |
| 1005 160 2005  | 80 Provisional filing fee                     | 1451                        | 1,510                             | 1451         | 1,510       | Petition to instit  | tute a public ι   | use proceeding    |             |  |
| SUBTOTAL (1) (\$) 0.00   |   | 1452                        | 110                               | 2452         | 55          | Petition to reviv   | e - unavoidal   | ble               |             |  |
| 2 EXTRA CLAIM  | FEES FOR UTILITY AND REISSUE                  | 1453                        | ,                                 | 2453         | 665         | Petition to reviv   | ve - unintentio   | onal              |             |  |
| Total Claims Extra Claims below Fee Paid  Total Claims -23 = X = 0.00  Independent -3** = X = 0.00  Multiple Dependent = 4 |   | 1501                        |                                   | 2501         |             | Utility issue fee   | •   |                   |             |  |
|  |   | 1                           | 480                               | 2502         |             | Design issue for  |   |                   |             |  |
|  |   | 1503<br>1460                | 640<br>130                        | 2503<br>1460 |             | Plant issue fee   |   |                   |             |  |
|  |   | 1807                        | 50                                | 1807         |             | Petitions to the<br>Processing fee                                  |   |                   | <del></del> |  |
| Large Entity   Small   |   | 1806                        | 180                               | 1806         |             | Submission of t   |   | ` ''              |             |  |
| Fee Fee Fee Fee <u>Fee Description</u> Code (\$)   |   | 8021                        | 40                                | 8021         |             | Recording each  | n patent assig  | nment per         |             |  |
| 1202 18 2202 9 Claims in excess of 20  |   | 1809                        |                                   |              |             | property (times   | number of pi  | operties)         |             |  |
|  | 86 2201 43 Independent claims in excess of 3  |                             | 770                               | 2809         | 385         | Filing a submis<br>(37 CFR 1.129                                    |   | al rejection      |             |  |
|  |   |                             | 770                               | 2810         | 385         | For each additi   | onal invention  | to be             |             |  |
| 1204 86 2204 43 ** Reissue independent claims over original patent   |   | 1801                        | 770                               | 2801         | 385         | examined (37 CFR 1.129(b))  Request for Continued Examination (RCE) |   |                   |             |  |
| 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent  |   | 1802                        | 900                               | 1802         | 900         | Request for e   | Request for expedited examination of a design application |                   |             |  |
|  |   | Other                       | Other fee (specify)               |              |             |   |   |                   |             |  |
| SUBTOTAL (2) (\$) 0.00  **or number previously paid, if greater; For Reissues, see above                                   |   |                             | *Reduced by Basic Filing Fee Paid |              |             |   | SUBTOTAL  | (3) (\$) 0.00     |             |  |
| SUBMITTED BY (Complete (if applicable))  |   |                             |                                   |              |             | if applicable))   |   |                   |             |  |
| Name (Print/Type) Nicholas J. Seay   |   |                             | Registration No. 27,384           |              |             |   | Telephone   | 608/251-500       | 0           |  |
| Signature // / / / /   |   |                             | llomev//                          | Agenu        |             |   | Date  | December 2        |             |  |

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. QBMAD\368767